



**Tennessee Department of Environment and Conservation
Division of Water Pollution Control
Mining Section**

**3711 Middlebrook Pike
Knoxville, Tennessee 37921-6538
PHONE (865) 594-6035 FAX (865) 594-5253**

Public Participation Opportunities

February 14, 2008

Public Notice M2008-02

Last Day to Submit Comments: March 19, 2008

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

Individual NPDES Permits

Coal Proposed Modification/Reissuance

| | |
|-------------------------|--|
| Applicant | Mountainside Coal Company, Inc. |
| Facility | Cooper Ridge Area 2 |
| NPDES Permit Number | TN0072567 |
| County | Claiborne |
| Street Address | Rock Creek Ridge Road |
| City | Clairfield |
| Zip | 37715 |
| Description of Activity | Surface and auger coal mine |
| Receiving Streams | Straight Creek, wet weather conveyances to Straight Creek, wet weather conveyances to unnamed tributaries to Straight Creek, and a wet weather conveyance to Spar Branch |
| Effluent Description | Treated wastewater and storm water |
| Facility Latitude | 36°33'13" |
| Facility Longitude | 83°43'56" |
| Permit Writer | MRR |

Non-Coal Proposed Reissuances

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|-------------------------|------------------------------------|
| Applicant | American Colloid Company |
| Facility | Area 2 |
| NPDES Permit Number | TN0045233 |
| County | Henry |
| Street Address | Shirley Street |
| City | Paris |
| Zip | 38242 |
| Description of Activity | Clay mining (reclamation activity) |
| Receiving Stream | Clifty Creek |
| Effluent Description | Treated wastewater and storm water |
| Facility Latitude | 36°16'05" |
| Facility Longitude | 88°18'40" |
| Permit Writer | SJT |

Applicant **Newport Sand and Gravel**
Facility **Squirrel Mountain**
NPDES Permit Number **TN0076279**
County **Cocke**
Street Address **Zanzabar Road**
City **Newport**
Zip **37821**
Description of Activity **Sand and gravel mining and processing**
Receiving Stream **Pigeon River**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **35°52'53"**
Facility Longitude **83°11'48"**
Permit Writer **SJT**

Applicant **Rinker Materials South Central, Inc.**
Facility **Springfield Quarry**
NPDES Permit Number **TN0063134**
County **Robertson**
Street Address **4275 Hwy. 431 North**
City **Springfield**
Zip **37172**
Description of Activity **Limestone mining and processing, with asphalt plant**
Receiving Stream **Pepper Branch**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **36°31'48.8"**
Facility Longitude **86°52'47.1"**
Permit Writer **SJT**

Non-Coal Proposed Modification/Reissuances

Applicant **East Tennessee Zinc Company, LLC**
Facility **Young Mill**
NPDES Permit Number **TN0027677**
County **Jefferson**
Street Address **1977 W. Hwy. 11E**
City **Strawberry Plains**
Zip **37871**
Description of Activity **Underground zinc mining**
Receiving Streams **Beaver Creek and Lost Creek**
Effluent Description **Treated wastewater and storm water**
Facility Latitude **36°04'50"**
Facility Longitude **83°37'30"**
Permit Writer **SJT**

Applicant **H.C. Spinks Clay Company, Inc.**
Facility **Mine 28- Wilbanks**
NPDES Permit Number **TN0071951**
County **Weakley**
Street Address 1527 Woodard Road
City Gleason
Zip 38229
Description of Activity Ball clay mining
Receiving Stream Unnamed tributary to Middle Fork Obion River
Effluent Description Treated wastewater and storm water
Facility Latitude 36°17'00"
Facility Longitude 88°32'10"
Permit Writer SJT

Applicant **LoJac Enterprises, Inc.**
Facility **Monterey Sand**
NPDES Permit Number **TN0076333**
County **Putnam**
Street Address 2889 Hanging Limb Road
City Monterey
Zip 38574
Description of Activity Construction sand mining and processing
Receiving Streams Garrison Branch and unnamed tributary to Garrison Branch
Effluent Description Treated wastewater and storm water
Facility Latitude 36°09'21"
Facility Longitude 85°13'43"
Permit Writer SJT

Applicant **Vulcan Construction Materials, LP**
Facility **Kodak Quarry**
NPDES Permit Number **TN0065951**
County **Sevier**
Street Address 3360 Winfield Dunn Parkway
City Kodak
Zip 37764
Description of Activity Limestone mining and processing
Receiving Stream Dumplin Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 35°58'43"
Facility Longitude 83°35'51"
Permit Writer SJT

TDEC is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-5253 or by e-mail at Gary.Mullins@state.tn.us. Comments must be received by the end of comment period date (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why such a hearing is warranted. When there is significant public interest for a hearing, a hearing will be conducted according to *Rule 1200-4-5-.06 (12)* of the Division of Water Pollution Control. Public hearings will be announced through another public notice.

How the Department Will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

To Obtain Permit Details:

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email Kimberley.Reardon@state.tn.us or call (865) 594-5619 to schedule an appointment for the review(s).

List of Permit Writers

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|------------|-----------------------------|---------------------|--|
| KBG | Kristen Gettelfinger | 865-594-5545 | Kristen.Gettelfinger@state.tn.us |
| JPJ | Jesse Jones | 865-594-5543 | Jesse.P.Jones@state.tn.us |
| GWM | Gary Mullins | 865-594-5536 | Gary.Mullins@state.tn.us |
| MRR | Micheal Robbins | 865-594-5542 | Michael.Robbins@state.tn.us |
| SJT | Steven Turaski | 865-594-5584 | Steven.Turaski@state.tn.us |
| DAT | Dave Turner | 865-594-5541 | Dave.Turner@state.tn.us |

State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Chapter *1200-4-3-.06* of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20th Floor, L & C Tower, Nashville, TN 37243, 1-888-867-7455. Americans with Disabilities Act (ADA) inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor, L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).